

CITY OF GROVE CITY, OHIO
COUNCIL MINUTES

September 20, 2004

Regular Meeting

The regular meeting of Council was called to order by President Saxton at 8:35 p.m. in the Council Chamber, City Hall, 4035 Broadway.

After a moment of silent prayer and the Pledge of Allegiance, roll was called and the following members were present:

Rich Lester Bob Hatley Bill Saxton Maria Klemack Vaughn Radi

1. Mr. Lester moved to dispense with the reading of the previous meetings minutes and approve as written; seconded by Ms. Klemack.

Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes

2. The Chair recognized the Mayor who recognized Senator Steve Stivers, who will be leaving soon with his National Guard unit that has been called up to go to the Persian Gulf. Senator Stivers stated that he wanted to let everyone know that his staff will be taking care of things while he is gone. It will be business as normal and Senator Steve Austria has offered to assist until he returns. The Mayor and Council wished him a safe trip and looks forward to his return.

The Mayor then recognized the Keep Grove City Beautiful Committee for presenting this years Green Thumb Awards. They are: Dr. Sheridan – Business; Our Lady of Perpetual Help – Church; Mrs. Maryann Wood – Ward 2; Jay and Peggy Gantzer – Ward 3; David Pitzer & Doug Overocker – Ward 3 Condo; Janie & John Bedell – Ward 4.

3. The Chair read the agenda items and they were approved by unanimous consent.

The Chair recognized Mr. Hatley, Chairman of Finance, for discussion and voting of legislative agenda items under said Committee.

1. Ordinance C-76-04 (Appropriate \$60,431.84 from the Community Environment Tree Fund for the Current Expense of Tree Installation) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by President Saxton.

Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes

2. Ordinance C-77-04 (Appropriate \$20,694.00 from the DARE Fund for Current Program

Expenses) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by Ms. Klemack.

Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes

3. Ordinance C-78-04 (Appropriate \$4,410.00 from the Senior Nutrition Fund for the Current Expense of Program Support) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by President Saxton.

Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes

4. Ordinance C-79-04 (Approve the Purchase of Right-of-Way for the Relocation of Orders Road) was given its second reading and public hearing and Mr. Hatley moved it be approved; seconded by Ms. Klemack.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes

5. Ordinance C-86-04 (Creating the Pinnacle No. 1 Incentive District, the Pinnacle No. 2 Incentive District, and the Pinnacle No. 3 Incentive District, Declaring Improvements to Certain Real Property within each Incentive District to be a Public Purpose, Describing the Public Infrastructure Improvements to be made to Benefit the Parcels in each District, Requiring the Owners thereof to make Service Payments in lieu of Taxes, Providing for the Franklin County Treasurer to Distribute Service Payments to the South-Western City School District in the amount it would otherwise receive absent the exemption, Creating Three Tax Increment Equivalent Funds for the Deposit of the Balance of such Service Payments, and Authorizing the Execution of a Tax Increment Financing Agreement, and Declaring an Emergency) was given its first reading.

Mr. Hatley asked Mr. Boso, Dir. of Dev., to make comment and explain why there are three different districts. Mr. Boso stated that this sets up a Taxing District that redirects the taxes that would otherwise go to the County and Township to pay for the improvements in this area. The taxes that each individual will pay are the same as any other taxpayer in the City. There are three separate Districts due to the State Statute stipulating that you can only have 300 acres in a residential taxing district. This particular development is 620 acres and requires three districts. A question of whether this was an extra tax was asked. Mr. Boso said this District is not an extra tax. However, there will be a Community Authority for this development that will set up fees similar to a Homeowner's Association to take care of

the Community Center and other amenities of the development. Mr. Hatley questioned the reason for the emergency. Mr. Boso stated that each landowner must sign a petition to allow this District to move forward. Property is already being sold off and they would like to get this in place while they only have a few property owners involved, rather than waiting for homes and condo's to be sold.

There being no additional questions or comments, Mr. Hatley moved that the Rules of Council be suspended and the Waiting Period waived; seconded by President Saxton.

Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes

Mr. Hatley moved it be approved as an emergency measure; seconded by Ms. Klemack.

Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes

6. Ordinance C-87-04 (Appropriate \$123,650.00 from the Sewer Fund for the Current Expense of Reimbursing the City of Columbus for Tap Fees Collected) was given its first reading. Second reading and public hearing will be held on 10/04/04.
7. Ordinance C-88-04 (Appropriate Monies from Various Funds of the City for the Current Expense of Severance) was given its first reading. Second reading and public hearing will be held on 10/04/04.
8. Ordinance C-89-04 (Enter into an Agreement with the Town Center Merchants Association and Appropriate \$20,000.00 from the General Fund for the Current Expense of Matching Fund of the Grove City Main Street Organization) was given its first reading. Second reading and public hearing will be held on 10/04/04.
9. Resolution CR-66-04 (Declare Eligibility of Banking Institutions to receive Active Funds of the City and to Designate Banking Institutions for the City's Active Funds) was given its reading and public hearing and Mr. Hatley moved it be approved; seconded by Mr. Radi.

Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes

10. Resolution CR-67-04 (Designate the Banking Institutions for the City's Interim Funds) was given its reading and public hearing and Mr. Hatley moved it be approved; seconded by Ms. Klemack.

Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes

11. Resolution CR-68-04 (Accepting the Amounts and Rates as determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor) was given its reading and public hearing and Mr. Hatley moved it be approved; seconded by Ms. Klemack.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes

The Chair recognized, Mr. Radi, Chairman of Service Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-80-04 (Amend Section 161.09 of the Codified Ordinances titled Employees, Appointed and Elected Personnel, Classification and Grade Status) was given its second reading and public hearing and Mr. Radi moved it be approved; seconded by Ms. Klemack.

Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes

The Chair recognized, Ms. Klemack, Chairman of Safety Committee, for discussion and voting of legislative agenda items under said committee.

1. Resolution CR-69-04 (Authorize the Mayor to enter into a Contract with the Fraternal Order of Police, Capital City Lodge No. 9) was given its reading and public hearing.

Mr. Ron Linville, attorney for City, stated that this was one of the best rounds of negotiations since he started representing the City in the 80's. He explained that it is a 2-½ year deal. There is a 4% salary increase each year and the health insurance now mirror's the policy for the rest of the City. He said there are actually two groups and both have ratified this contract.

Chief Deskins stated that the labor pool is quite competitive in Central Ohio. This contract will help them stay competitive in getting quality officers. He said it is a very fair contract for the Officers and the City.

There being no additional questions or comments, Ms. Klemack moved it be approved; seconded

by Mr. Radi.

Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes

The Chair recognized, Mr. Lester, Chairman of Lands & Zoning Committee, for discussion and voting of legislative agenda items under said committee.

1. Ordinance C-75-04 (Approve the Rezoning of 33.1 acres located North of Rensch Road and West of Broadway from SF-1 to R-1) was given its second reading and public hearing.

Mr. Don Plank, attorney for petitioner was present. He explained that this and its companion piece, CR-57-04, is the second phase of a development to the east for Dominion Homes. He said the rezoning is pretty simple – changing it from SF-1 to R-1.

There being no additional questions or comments, Mr. Lester moved it be approved; seconded by Mr. Radi.

Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes

2. Ordinance C-82-04 (Approve the Special Use Permit for Connell’s Maple Lee Flowers & Gifts for Outdoor Sales located at 2033 Stringtown Road) was given second reading and public hearing.

Mr. Charles Davis, owner of U.S. Retail Flowers, was present. Mr. Hatley asked if he had other locations. Mr. Davis said he had two other locations. Mr. Hatley asked if those locations had outdoor sales. Mr. Davis said yes. Mr. Hatley asked why he felt this store needed outdoor sales. Mr. Davis stated that there are certain seasons, such now with Mums, in the Spring with hanging baskets and at Christmas with evergreens, that the product is meant to be outdoors and will stay fresher when kept outdoors. Mr. Hatley asked if these would be on stands on the sidewalk. Mr. Davis said yes. Mr. Hatley asked if any other florist had outdoor sales. Mayor Grossman said Evans Floral does during certain seasons.

President Saxton asked Mr. Davis to confirm that there would be no display in any right-of-way or in a place that would take away a parking space. He said the drawing depicting the location of their display area was confusing and asked that Mr. Davis explain exactly where they would place their items outdoors. Mr. Davis explained that their original submittal did have the display area in the right-of-way. However, they amended that request and the only areas being requested now are directly in front of the door and along the side entrance, on the sidewalk. No parking spaces will be used or items placed in the right-of-way.

Mr. Lester asked if the displays in front would impact the window and block visibility into the business. Mr. Davis said no. The highest stand is four feet and they would not want to block their window displays inside the store either.

There being no additional questions or comments, Mr. Lester moved it be approved; seconded by Ms. Klemack.

Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes

3. Ordinance C-83-04 (Approve the Plat for Pinnacle Club, Section 1, Phase 1 located at the Southeast corner of Buckeye Parkway and White Road) was given its second reading and public hearing and Mr. Lester moved it be approved; seconded by Ms. Klemack.

Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes

4. Ordinance C-84-04 (Approve the Plat of Pinnacle Club, Section 1, Phase 2 located east Buckeye Parkway and south of White Road) was given its second reading and public hearing and Mr. Lester moved it be approved; seconded by Ms. Klemack.

Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes

5. Ordinance C-90-04 (Accept the Annexation of 151.2 acres located on the Northeast corner of State Route 104 and State Route 665) was given its first reading. Second reading and public hearing will be held on 10/18/04.
6. Ordinance C-91-04 (Accept the Annexation of 0.506 acres located at 3767 Casa Blvd.) was given its first reading. Second reading and public hearing will be held on 10/04/04.
7. Resolution CR-57-04 (Approve the Development Plan for Autumn Grove Addition located North of Rensch Road) was given its reading and public hearing.

Mr. Don Plank, attorney for petitioner, was present. He stated that Planning Commission recommended approval with nine (9) stipulations and they agree to all of those. In addition, their Development Text calls for four-sided architecture, which he believes is the first. He said Grove City asked for this and it worked out in this situation.

There being no additional questions or comments, Mr. Lester moved it be approved; seconded by President Saxton.

Mr. Hatley	Yes
Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes

8. Resolution CR-70-04 (Municipal Services that can be provided to a 17.0 acre tract located North of Holton Road & West of Creekside Subdivision upon its Annexation to the City) was given its reading and public hearing and Mr. Lester moved it be approved; seconded by Mr. Radi.

Mr. Saxton	Yes
Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes

The Chair asked that any new business to be brought before the attention of Council be done so at this time.

There being no new business, the Chair recognized members of Administration and Council for closing comments.

1. The Mayor submitted the Building Department section of the Mayor's Report and requested it be accepted. Mr. Lester moved to accept this portion of the Mayor's Report; seconded by Ms. Klemack.

Ms. Klemack	Yes
Mr. Radi	Yes
Mr. Lester	Yes
Mr. Hatley	Yes
Mr. Saxton	Yes

The Mayor commented that this was a banner day for Grove City with the visit of Vice President Dick Cheney today. She expressed her appreciation to the Police, Fire, Service, Parks & Rec. Departments and everyone for their efforts in making this visit so successful. She said this really is the "Can Do" city. She then reported on the 25th Arts-In-The-Alley, citing the parade had 94 entries and took two hours. She reported past & upcoming events.

2. Council asked the Chief about the Heartland Bank robber. Chief Deskins reported that the robber was in custody and has been charged with all three robberies. Council thanked the Police on the Contract negotiations; congratulated the Green Thumb Award winners; wished Senator Stivers the best of luck; and thanked the Mayor and all staff members for their teamwork with the visit from Vice President Cheney.

President Saxton announced the Council will host a Forum for our residents to discuss their views on Indoor Clean Air, on October 25, 2004 at 7:00 p.m. in the Council Chamber.

3. After additional comments from Council and other Administrative staff members, a motion to adjourn was approved by unanimous consent.

Council adjourned at 9:25 p.m.

Tami K. Kelly, MMC
Clerk of Council

William E. Saxton
President